12-10-03

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Dear Sir:

Information Disclosure Statement of "Reinforced Composite System for Constructing Insulated Concrete Structures" by Daniel D. Dunn et al. Application No. 10/660,944, a continuation in part of Serial No. 09/803,205 filed March 09, 2001, now patent no. 6,647,686 titled "System for Constructing Insulated Concrete Structures."

Pursuant to the guidelines for Information Disclosure Statements set forth in 37 C.F.R. Sections 1.97-1.99 and MPEP Section 609, Applicant(s) submit(s) herewith patents, publications or other information of which he/she/they is/are aware, which may be material to the examination of this application and may be a duty of disclosure in accordance with 37 CFR 1.56.

A list of patent(s) and/or publication(s) is set forth on the attached Form "Information Disclosure Statement by Applicant."

The present invention discloses panels having reinforcement layers adhered to a foam plastic core. The tongue and grove are also wrapped with the same reinforcement or with preformed units. This totally encases and reinforces the foam core. The reinforcement layers strengthen the panels and protect the foam core from physical damage. The reinforced panels substantially reduce form deflection while pouring a wall, allowing concrete to be poured in higher lifts reducing the time and cost involved and virtually eliminates blowouts. Horizontal

stiffeners are disclosed embedded within and adhered to the foam plastic core and located at the midpoint of each panel. The horizontal stiffeners further reduce panel deflection by shortening the distance the foam core must span from the bottom to the top of each panel.

When using stucco or elastomeric exterior finishes on ICFS systems the joints between forms must be pre-treated by reinforcing and coating the joint to prevent the finish coat from cracking. On known art systems the pre-treatment causes unsightly bulges in the finish coat. The present invention discloses a tapered edge around the perimeter of the outside face of each panel which allows the pre-treatment to be installed flush with the surface of each panel.

The present invention discloses spreaders used to interconnect the form panels having first and second flanges connected by horizontal members with multiple formations. The formations in the topmost horizontal member are located in the top of said member, the topmost horizontal member being located substantially at the top of the flanges. The formations in the bottommost horizontal member are located in the bottom of said member, the bottommost horizontal member being located substantially at the bottom of the flanges. When the spreaders are stacked the formations in the top and bottom horizontal members compliment the formations of adjacent spreaders. The horizontal member from the upper spreader resting upon the horizontal member of the spreader below, the complimentary formations each forming half of a full circle, allowing wall reinforcement bars to be restrained within the circular formations. The applicants are not aware of any known art systems that totally restrain wall reinforcing bars in this method. The reinforcement retaining means provided in U.S. Patent No. 6,536,172 entitled "Insulating Construction Form and Manner of Employment for Same" issued to Amend Mar. 25, 2003, is typical of the methods used in the known art systems. The reinforcement seat is open on the top and while the retainer arms are meant to provide a snap fit it is impossible for them to accommodate large and small

reinforcement bars with the same web or tie member. The wall reinforcing must be tied to the web or tie members to prevent the reinforcement from popping out of the seat and becoming displaced while pouring concrete in the forms. The complimentary circular formations of the present invention totally restrain the reinforcement and one size of formation can be used to accommodate the most common reinforcement bar sizes.

The applicants are not aware of any method patented, disclosed, in use or known in the art that achieves the results of the above method disclosed in the present invention.

U.S. Patent No. 6,336,301 entitled "Concrete Form System Ledge Assembly and Method" issued to Moore, Jr. Jan 8, 2002, discloses a ledge assembly including a ledge panel, at least one ledge web member and a plurality of ledge attachment couplings. This provides a method of fabricating a concrete wall having one or more weight bearing ledge surfaces. The above referenced patent fails to show a method that achieves the results of the present invention in that the present invention discloses the use of a hinged form comprising opposing panels one of which has at least one horizontal pivotal section. The pivotal section allows the form panels to be shipped flat saving space. The panels may then be assembled on site by rotating the panel containing the pivotal section and installing bearing ledge connectors and spreaders to interconnect the panels thus providing a haunch usable as a bearing ledge. Hinged forms comprising opposed panels containing vertical pivotal sections may be used to form corners. Again the panels may be shipped flat saving space and rotated into position on site. The applicants are not aware of any existing method which achieves these results.

The below referenced patents are substantively cumulative, copies of these patents are not included in accordance with 37 CFR 1.98.

- U.S. Patent No. 4,223,501 DeLozier Sep. 23,1980
- U.S. Patent No. 4,229,920 Lount Oct. 28,1980
- U.S. Patent No. 4,439,967 Dielenberg Apr. 3,1984
- U.S. Patent No. 4,604,843 Ott et al. Aug. 12,1986
- U.S. Patent No. 4,698,947 McKay Oct. 13, 1987
- U.S. Patent No. 4,706,429 Young Nov. 17, 1987
- U.S. Patent No. 4,730,422 Young Mar. 15, 1988
- U.S. Patent No. 4,731,968 Obino Mar. 22, 1988
- U.S. Patent No. 4,866,891 Young Sep. 19,1989
- U.S. Patent No. 4,884,382 Horobin Dec. 5, 1989
- U.S. Patent No. 5,014,480 Guarriello et al. May 14, 1991
- U.S. Patent No. 5,102,710 Kaufman et al. Apr. 7,1992
- U.S. Patent No. 5,107,648 Roby Apr. 28, 1992
- U.S. Patent No. 5,123,222 Guarriello et al. Jun. 23, 1992
- U.S. Patent No. 5,140,794 Miller Aug. 25, 1992
- U.S. Patent No. 5,390,459 Mensen Feb. 21,1995
- U.S. Patent No. 5,465,542 Terry Nov. 14, 1995
- U.S. Patent No. 5,487,284 Artzer Jan. 30, 1996
- U.S. Patent No. 5,568,710 Smith et al. Oct. 29, 1996
- U.S. Patent No. 5,570,550 Roby Nov. 5, 1996
- U.S. Patent No. 5,570,552 Nehring Nov.5, 1996
- U.S. Patent No. 5,596, 855 Batch Jan. 28, 1997

- U.S. Patent No. 5,611,182 Spude Mar. 18, 1997
- U.S. Patent No. 5,625,989 Brubaker et al. May 6, 1997
- U.S. Patent No. 5,649,401 Harrington, Jr. Jul. 22, 1997
- U.S. Patent No. 5,657,600 Mensen Aug. 19, 1997
- U.S. Patent No. 5,658,483 Boeshart Aug. 19, 1997
- U.S. Patent No. 5,664,382 Melnick et al. Sep. 9, 1997
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- U.S. Patent No. 5,709,060 Vaughan et al. Jan. 20, 1998
- U.S. Patent No. 5,735,093 Grutsch Apr. 7, 1998
- U.S. Patent No. 5,771,648 Miller et al. Jun. 30, 1998
- U.S. Patent No. 5,809,727 Mensen Sep. 22,1998
- U.S. Patent No. 5,809,728 Tremelling Sep. 22, 1998
- U.S. Patent No. 5,845,449 Vaughan et al. Dec. 8, 1998
- U.S. Patent No. 5,852,907 Tobin et al. Dec. 29, 1998
- U.S. Patent No. 5,887,401 Moore, Jr. Mar. 30, 1999
- U.S. Patent No. 5,890,337 Boeshart Apr. 6, 1999
- U.S. Patent No. 5,924,247 Van Horn et al. Jul. 20, 1999
- U.S. Patent No. 5,930,958 Stanley Aug. 3, 1999
- U.S. Patent No. 5,987,830 Worley Nov. 23, 1999
- U.S. Patent No. 5,992,114 Zelinsky et al. Nov. 30 1999
- U.S. Patent No. 6,070,380 Meilleur Jun. 6, 2000
- U.S. Patent No. 6,128,882 Jones Oct. 10, 2000
- U.S. Patent No. 6,134,861 Spude Oct. 24, 2000
- U.S. Patent No. 6,230,462 Beliveau May. 15, 2001

- U.S. Patent No. 6,305,142 Brisson et al. Oct. 23, 2001
- U.S. Patent No. 6,318,040 Moore, Jr. Nov. 20, 2001
- U.S. Patent No. 6,378,260 Williamson et al. Apr. 30, 2002
- U.S. Patent No. 6,401,419 Beliveau Jun. 11, 2002
- U.S. Patent No. 6,418,646 Record Jul. 16, 2002
- U.S. Patent No. 6,438,918 Moore, Jr. et al. Aug. 27, 2002

While this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

Respectfully submitted,

NAME: Daniel D. Dunn

| Same L. Synn   |
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| ADDRESS: P.O. Box 308 Honeyville, Utah 84314  DATE: 12/68/2605 |
| NAME: David & Dunn   |
| ADDRESS: P.O. Box 308 Honeyville, Utah 84314  DATE: 12/8/2003  |
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Sheet 1

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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| Compl te if Kn wn      |                |  |  |  |
|------------------------|----------------|--|--|--|
| Application Number     | 10/660944      |  |  |  |
| Filing Date            | 09/12/2003     |  |  |  |
| First Named Inventor   | Daniel D. Dunn |  |  |  |
| Art Unit               |                |  |  |  |
| Examiner Name          |                |  |  |  |
| Attorney Docket Number |                |  |  |  |

|                       |  |  | U. S. PATENT                   | DOCUMENTS  |   |
|-----------------------|--|--|--------------------------------|--|---|
| Examiner<br>Initials* | Cite<br>No.1                                     | Document Number  Number-Kind Code <sup>2 (f known)</sup> | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                       | <del>                                     </del> | US- 4,223,501  | Sep 23, 1980                   | DeLoizier  |   |
|                       | ├  | us- 4,229,920  | <del></del>                    | Lount  |   |
|                       | <del>                                     </del> | US- 4,439,967  | Apr 3, 1984                    | Deilenberg   |   |
|                       | <del>                                     </del> | US- 4,604,843  | Aug 12, 1986                   | <u> </u>   |   |
| <del></del>           |  | <sup>US-</sup> 4,698,947                                 | Oct 13, 1987                   | McKay  |   |
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|                       | +  | US- 4,730,422  | Mar 15, 1988                   | Young  |   |
|                       | † · · · ·  | US- 4,731,968  | Mar 22, 1988                   | Obino  |   |
|                       |  | US- 4,866,891  | Sep 19, 1989                   | Young  |   |
|                       |  | US- 4,884,382  | Dec 5, 1989                    | Horobin  |   |
|                       |  | <sup>US-</sup> 5,014,480                                 | May 14, 1991                   | Guarriello et al.                                  |   |
|                       | 1  | <sup>US-</sup> 5,102,710                                 | Apr 7, 1992                    | Kaufman et al.                                     |   |
|                       |  | US- 5,107,648  | Apr 28, 1992                   | Roby   |   |
|                       |  | US- 5,123,222  | Jun 23, 1992                   | Guarriello et al.                                  |   |
|                       |  | us- 5,140,794  | Aug 25, 1992                   | Miller   |   |
|                       |  | US- 5,390,459  | Feb 21, 1995                   | Mensen   |   |
|                       |  | <sup>US-</sup> 5,465,542                                 | Nov 14, 1995                   | Terry  |   |
|                       |  | <sup>US-</sup> 5,487,284                                 | Jan 30, 1996                   | Artzer   |   |
|                       |  | <sup>US-</sup> 5,568,710                                 | Oct 9, 1996                    | Smith et al.                                       |   |

|                       | FOREIGN PATENT DOCUMENTS |  |                  |  |   |     |
|-----------------------|--------------------------|--|------------------|--|---|-----|
| Examiner<br>Initials* | Cite<br>No.1             | Foreign Patent Document  | Publication Date | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages | -F6 |
|                       |                          | Country Code <sup>3</sup> "Number <sup>4</sup> "Kind Code <sup>5</sup> (# known) | MM-DD-YYYY       |  | Or Relevant Figures Appear                        |     |
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| Examiner<br>Signature | Date<br>Considered |  |
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. Box 1450, Alexandria, VA 22313-1450.

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| Application Number     | 10/660944      |  |  |  |
| Filing Date            | 09/12/2003     |  |  |  |
| First Named Inventor   | Daniel D. Dunn |  |  |  |
| Art Unit               |                |  |  |  |
| Examiner Name          |                |  |  |  |
| Attorney Docket Number |                |  |  |  |

|                    |  |  | U. S. PATENT                   | DOCUMENTS  |   |
|--------------------|--|--|--------------------------------|--|---|
| Examiner Initials* | Cite<br>No.1                                     | Document Number  Number-Kind Code <sup>2 (F known)</sup> | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|                    | <del>                                     </del> | US- 5,570,550  | Nov 5, 1996                    | Roby   |   |
|                    |  | US- 5,570,552  | Nov 5, 1996                    | Nehring  |   |
|                    | -  | US- 5,596,855  | Jan 28, 1997                   | Batch  |   |
|                    | -  | US- 5,611,182  |                                | Spude  |   |
| <del></del>        | ╁  | US- 5,625,989  | May 6, 1997                    | Brubaker et al.                                    |   |
|                    |  | US- 5,649,401  | Jul 22, 1997                   | Harrington, Jr.                                    |   |
|                    | 1  | US- 5,657,600  | Aug 19, 1997                   | Mensen   |   |
|                    | +  | US- 5,658,483  | Aug 19, 1997                   | Boeshart   |   |
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|                    | <del>†</del>                                     | <sup>US-</sup> 5,701,710                                 | Dec 30, 1997                   | Tremelling   |   |
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|                    |  | US- 5,852,907  | Dec 29, 1998                   | Tobin et al.                                       |   |
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Sheet 3

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number 10/660944

Filing Date 09/12/2003

First Named Inventor Daniel D. Dunn

Art Unit

Examiner Name

U. S. PATENT DOCUMENTS Name of Patentee or Pages, Columns, Lines, Where Publication Date Document Number Examiner MM-DD-YYYY Applicant of Cited Document Relevant Passages or Relevant Initials\* Figures Appear Number-Kind Code<sup>2</sup> (F trown) <del>US-</del> 5,890,337 Apr 6, 1999 Boeshart US- 5,924,247 Jul 20, 1999 Van Horn et al. US-5,930,958 Aug 3, 1999 Stanley <sup>US-</sup> 5,987,830 Nov 23, 1999 Worley Nov 30, 1999 Zelinsky et al. <sup>US-</sup> 5.992,114 us-6,070,380 Jun 6, 2000 Meilleur Oct 10, 2000 Jones US-6,128,882 US-6,134,861 Oct 24, 2000 Spude US- 6,230,462 May 15, 2001 Beliveau US-6,305,142 Oct 23, 2001 Brisson et al. US-6,318,040 Nov 20, 2001 Moore, Jr. <sup>US-</sup> 6,378,260 Apr 30, 2002 Williamson et al. US- 6,401,419 Beliveau Jan 11, 2002 US-6,418,646 Jul 16, 2002 Record US-6,438,918 Aug 27, 2002 Moore, Jr. et al. US-6,336,301 Jan 8, 2002 Moore, Jr. Amend <sup>US-</sup> 6,536,172 Mar 25, 2003 US-

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|-----------------------|--------------|--|------------------------|--|---|-----|
| Examiner<br>Initials* | Cite<br>No.1 | Foreign Patent Document  | Publication<br>Date    | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant Passages |     |
|                       |              | Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (# known) | MM-DD-YYYY             | ,  | Or Relevant Figures Appear                        |     |
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| Examiner<br>Signature | Date<br>Considered |   |
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